

# Notice of Allowability

Application No.

09/289,601

Applicant(s)

KONISHI, SHINJI

Examiner

Douglas Q. Tran

Art Unit

2624

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 1/24/05.
2. ☒ The allowed claim(s) is/are 1-31.
3. ☒ The drawings filed on 07/12/99; 11/26/03 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

***Information Disclosure Statement***

1. The information disclosure statement (IDS) submitted on 11/26/03. The submission is in compliance with the provisions of 37 CFR 1.97 and 1.98. Accordingly, the information disclosure statement is being considered by the examiner.

***Allowable Subject Matter***

2. Claims 1-31 are allowed.

Claims 1, 11, 20, 23, 24 are independent claims.

The following is an examiner's statement of reasons for allowance:

**As to claims 1, 11, 23 and 24**, the present invention from the application discloses a printing system and a program in which the printer for receiving: “the print job data containing both the print data and reply information” and “returning a part of the print job data which indicates a process state of the print job data based on the reply information to predetermined destination included in intrinsic data of the reply information”.

**As to claim 20**, the present invention from the application discloses a recording medium recording a program for issuing: “reply information at a predetermined position of print job data containing the print data; monitoring a process state of the print job data based on a part of the print data returned from the printer in accordance with the reply information, wherein the reply information includes intrinsically a predetermined destination and reply instruction for replying the process state to the predetermined destination”.

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The closest prior art such as Fujita (US Patent No. 6,055,361) discloses the commands and the data are two discrete separate forms of data; Kawakami (US Patent No. 6,433,884) discloses the 5<sup>th</sup> byte packet type indicates one of four packet types in which the packet types include a command packet, a report command, a reply packet to return command, and a reply packet to return status; McCormick (US Patent No. 5,706,411) discloses the queue processor sends a status request to a printer via a communication driver and receives status information from the printer via the communication driver and the status information is separate and independent from the status request.

However, Fujita, Kawakami or McCormick, including an updated electronic text search, fail to anticipate or render the above underlined limitations of claims 1, 11, 20, 23, and 24 obvious.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Contact information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Douglas Q. Tran whose telephone number is (703) 305-4857 or E-mail address is douglas.tran@uspto.gov.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-4700.

Douglas Q. Tran  
Mar. 23, 2005

